

REMARKS

Claims 1-10 are pending, claim 1 being the only independent claim. Claims 1-4 and 9 have been amended to make their language more consistent with one another and for clarity, without narrowing their scope.

Claims 1 and 5-7 were rejected under 35 U.S.C. § 112, second paragraph, as indefinite. In particular, there was insufficient antecedent basis for “the maker’s quote.” The amendments are believed to overcome the rejection.

In a September 11, 2007 telephone interview with Examiner’s undersigned representative, Examiner Greimel stated that the Office Action’s objection to the term “permitted to accept” is withdrawn. Accordingly, this issue is not being addressed and is believed moot.

Claims 1-10 were rejected under 35 U.S.C. § 112, first paragraph, as allegedly not meeting the enablement requirement. Without conceding the propriety of the rejection, claim 1 has been amended, as suggested by the Examiner in the Office Action, to explicitly state what was believed to have been implicit, i.e., that the maker is informed *via the computer system*.

The above-mentioned amendments are believed to address the outstanding issues in the Office Action.

Applicant also brings to the Examiner’s attention the co-pending application 09/707,824, currently before Examiner Beach in Group Art Unit 3671, which shares a common parent application as the present application. An Information Disclosure Statement is being filed concurrently herewith to cite certain patents cited by the Examiner in the ‘824 application that have not already been cited in the present application. The other art made of record in the ‘824 application has already been made of record in the present application.

Of the references cited in the concurrently filed Information Disclosure Statement, in the ‘824 application, Examiner Beach had relied upon Lupien (5,101,353) as providing an indication of

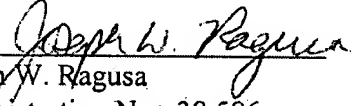
the percentage of counterparties, for example in Figure 2. However, the percentage shown in Figure 2 of Lupien '353 is an indication of the percentage of orders that could be done, and at what cost, should the client *not insist on the displayed limit price*. See col. 8, lines 6-13.

This is not at all the same as the feature of claim 1 of the present application by the which the maker is informed by the computerized trading system that *his quote*, not some hypothetical different price, can be accepted by a predetermined number of traders. Lupien does not provide an indication that a percentage of traders can accept the maker's quote. The percentage displayed is an indication relating to a price different from the maker's quote. It is requested that the Examiner review the Office Actions and responses in the co-pending '824 application.

In view of the above amendment and remarks, applicant believes the pending application is in condition for allowance.

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Respectfully submitted,

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